

ATTACHMENT A

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SIPC v. BLMIS, Adv. No. 08-01789 (SMB)

Profit Withdrawal Evidentiary Hearing

Trustee's Exhibits for Admission into Evidence (Sorted by Category)

Ex. No.	Document Description	Document Category	Participating Claimants rely on, and incorporate by reference their objections set forth in their Motion in Limine papers, see ECF Nos. 14361, 14362, 14363, 14592, 14594, and hereby set forth additional specific objections to each exhibit as follows:	Ruling
TX002	JPMC '703 BLMIS Account 2001.10.31 Bank Statement (BLMIS Copy)	Bank Records	No objection	
TX003	JPMC '703 BLMIS Account 2007.08.31 Bank Statement (JPMC Produced)	Bank Records	No objection	
TX007	JPMC '703 BLMIS Account 2004.06.30 Bank Statement (JPMC Produced)	Bank Records	No objection	
TX008	JPMC '703 BLMIS Account 2004.06.22 Deposit Slip	Bank Records	No objection	
TX011	IC1342 Cohn Family Fdn Inc. 2007.04.03 BLMIS Cancelled Check	Bank Records	No objection	
TX013	IK0033 Klaskin 1998.11.25 BLMIS Cancelled Check	Bank Records	No objection	
TX035	Horowitz 1993.03.19 Bank Account Statement	Bank Records	No objection	
TX051	IC1219 Cohen 2004.06.17 BLMIS Cancelled Check	Bank Records	No objection	
TX192	Dep. Designation Exhibit (Dep. Ex. 24) 1C1047 BLMIS Check	Bank Records	No objection	
TX196	Dep. Designation Exhibit (Dep. Ex. 28) 1C1047 BLMIS Check	Bank Records	No objection	
TX219	Dep. Designation Exhibit (Dep. Ex. 51) 1Z0009 BLMIS Check	Bank Records	No objection	
TX221	Dep. Designation Exhibit (Dep. Ex. 53) BLMIS Computer System - AS400 Screenshots & Menu	BLMIS Computer System Screenshots	Lack of foundation. Failure to authenticate. Hearsay to which no exception can apply. Irrelevant. See FRE 401-403.	
TX222	Dep. Designation Exhibit (Dep. Ex. 54) 1993 BLMIS Procedure Log	BLMIS Procedure Log	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX223	Dep. Designation Exhibit (Dep. Ex. 55) 1995 BLMIS Procedure Log	BLMIS Procedure Log	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX224	Dep. Designation Exhibit (Dep. Ex. 56) 1996 BLMIS Procedure Log	BLMIS Procedure Log	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
PCX015	Aaron Blecker's SIPC Claim #003900 Accounts 1B0156, July 22, 2009 MWPTAP00261293 – MWPTAP00261306 (Claim Agent's copy)	Customer Claim	No objection	
PCX016	Aaron Blecker's SIPC Claim #00397 Accounts 1B0022 July 22, 2009 MWPTAP00261365 – MWPTAP00261382 (Claim Agent's copy)	Customer Claim	No objection	
PCX061	Arthur Blecker & Sofie Blecker J/T WROS's SIPC Claim Account 1B0157-3 MWPTAP00261348 – MWPTAP00261364	Customer Claim	No objection	

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TX019	1B0066 & 1B0194 Brodsky Customer File	Customer File	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	
TX020	1B0066 & 1B0194 Brodsky Customer File	Customer File	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	
TX036	1B0022 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX037	1B0022 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the "S" is unknown and the date of the "S" is unknown. Hearsay to which no exception applies.	
TX038	1B0022 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing on the folder is unknown. Hearsay to which no exception applies.	

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TX040	1B0023 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing on the folder is unknown. Hearsay to which no exception applies.	
TX041	1B0023 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing and date of the writing is unknown. Hearsay to which no exception applies.	
TX042	1B0023 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing on the folder and date of the writing is unknown. Hearsay to which no exception applies.	
TX043	1B0156 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing on the folder is unknown. Hearsay to which no exception applies.	
TX044	1B0156 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing is unknown. Hearsay to which no exception applies.	

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TX045	1B0156 Blecker Customer File	Customer File	No objection except to pages 20-22. With respect to pages 20-22, lack of foundation, failure to authenticate, impossible to authenticate because the author of the writing is unknown. Hearsay to which no exception applies.	
TX046	1B0156 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing on the folder is unknown. Hearsay to which no exception applies.	
TX047	1B0157 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing on the folder is unknown. Hearsay to which no exception applies.	
TX048	1B0157 Blecker Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing and date of the writing is unknown. Hearsay to which no exception applies.	
TX049	1B0157 Blecker Customer File	Customer File	No objection except to pages 3-4. With respect to pages 3-4, lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the writing is unknown. Hearsay to which no exception applies.	

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TX191	Dep. Designation Exhibit (Dep. Ex. 23) 1C1047 BLMIS Customer File	Customer File	Object except to pages 3-4. With respect to all pages but 3-4, lack of foundation. Failure to authenticate. Hearsay to which no exception applies. Irrelevant. <i>See</i> FRE 401-403.	
TX198	Dep. Designation Exhibit (Dep. Ex. 30) 1H0009 BLMIS Customer File	Customer File	Object except with respect to pages 18-27, 29-40. With respect to all pages but 18-27, 29-40, lack of foundation, failure to authenticate. Hearsay to which no exception applies. Irrelevant. <i>See</i> FRE 401-403.	
TX199	Dep. Designation Exhibit (Dep. Ex. 31) 1Z0009 BLMIS Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the various writings in the folder is unknown. Hearsay to which no exception applies. Irrelevant. <i>See</i> FRE 401-403.	
TX204	Dep. Designation Exhibit (Dep. Ex. 36) 1B0022 BLMIS Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the "S" is unknown. Hearsay to which no exception applies.	
TX210	Dep. Designation Exhibit (Dep. Ex. 42) 1B0023 BLMIS Customer File	Customer File	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the "S" is unknown. Hearsay to which no exception applies.	

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TX212	Dep. Designation Exhibit (Dep. Ex. 44) 1B0156 BLMIS Customer File	Customer File	Same objections as to Trustee's Exhibit 45 because this exhibit is the same except for its first three pages. With respect to pages 1-3, lack of foundation, failure to authenticate, hearsay to which no exception applies.	
TX213	Dep. Designation Exhibit (Dep. Ex. 45) 1B0157 BLMIS Customer File	Customer File	Same objections as to Trustee's Exhibit 49 because this exhibit is the same except for its first two pages. With respect to pages 1-2, lack of foundation, failure to authenticate, hearsay to which no exception applies.	
TX214	Dep. Designation Exhibit (Dep. Ex. 46) 1C1001 BLMIS Customer File	Customer File	Object except to pages 4-10, 11-43, and object to the writing on page 10 that is not from the customer. With respect to all pages but 4-10, 11-43, and the writing on page 10 that is from the customer, lack of foundation. Failure to authenticate. Impossible to authenticate because the author of numerous writings contained herein are unknown. Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	
TX225	Dep. Designation Exhibit (Dep. Ex. 57) 1A0028 BLMIS Customer File	Customer File	Object except to pages 4-10, 12-34. With respect to all but pages 4-10, 12-34, lack of foundation. Failure to authenticate. Impossible to authenticate because the author(s) and dates of numerous writings contained herein are unknown. Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	
TX231	Dep. Designation Exhibit (Dep. Ex. 63) 1R0073 BLMIS Customer File	Customer File	Lack of foundation and failure to authenticate to the extent that the author of the writings is unknown. Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	

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TX232	Dep. Designation Exhibit (Dep. Ex. 64) 1R0073 & 1R0133 BLMIS Customer File	Customer File	Object except to pages 3-11, 13-45, 47-55, object to the writing on pages 3, 4, 5, 15, 50, and 51 to the extent it is not from the customer. With respect to those portions to which an objection is stated, lack of foundation, failure to authenticate, impossible to authenticate because the author(s) and dates of numerous writings contained therein is unknown. Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	
TX031	1A0001 AHT Partners Accounting Schedule	Customer Produced Record	No objection	
PCX024	Madoff Account 1-00254-1-0 Statements 9/30/86 MF00064856, Redacted	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
PCX031	Madoff Account 1-00254-9-C Statement 8/31/90 MF00035711, Redacted	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
PCX034	Madoff Account 1-00214-1-8 Statements 3/31/81 MF00095502	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX001	1H0094 Hurwitz 2001.10.31 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX004	1M0230 M J 2005 GRATS LLC 2007.08.31 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX005	1F0201 FAMMAD LLC 2007.08.31 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX006	1L0063 Sidney Ladin 2007.08.31 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX009	1C1219 Cohen 2004.06.30 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX010	1C1342 Cohn Family Fdn Inc. 2007.04.30 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX012	1K0033 Klaskin 1998.11.30 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX022	1B0066 Brodsky 1994.11.30 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	

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TX032	1A0001 AHT Partners 1993.02.28 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX033	1H0063 Horowitz 1993.02.28 Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX081	1B0022 Blecker 1995.03.31 Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX082	1B0022 Blecker 1995.02.28 Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX083	1B0022 Blecker 1995.04.30 Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX097	1B0022 Blecker 1997.04.30 Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX193	Dep. Designation Exhibit (Dep. Ex. 25) 1C1047 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX194	Dep. Designation Exhibit (Dep. Ex. 26) 1C1047 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX197	Dep. Designation Exhibit (Dep. Ex. 29) 1C1047 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX200	Dep. Designation Exhibit (Dep. Ex. 32) 1Z0009 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX201	Dep. Designation Exhibit (Dep. Ex. 33) 1Z0009 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX205	Dep. Designation Exhibit (Dep. Ex. 37) 1B0022 BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Impossible to authenticate because the author of the "S" is unknown and the date of the "S" is unknown. Hearsay to which no exception applies.	
TX206	Dep. Designation Exhibit (Dep. Ex. 38) 1B0022 BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX209	Dep. Designation Exhibit (Dep. Ex. 41) 1B0022 BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX211	Dep. Designation Exhibit (Dep. Ex. 43) 1B0023 BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	

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TX215	Dep. Designation Exhibit (Dep. Ex. 47) 1C1001 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX216	Dep. Designation Exhibit (Dep. Ex. 48) 1C1001 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX220	Dep. Designation Exhibit (Dep. Ex. 52) 1Z0009 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX226	Dep. Designation Exhibit (Dep. Ex. 58) 1H0009 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX227	Dep. Designation Exhibit (Dep. Ex. 59) 1B0022 BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX228	Dep. Designation Exhibit (Dep. Ex. 60) 1B0023 BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX233	Dep. Designation Exhibit (Dep. Ex. 65) 1R0073 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX235	Dep. Designation Exhibit (Dep. Ex. 69) 1B0022 (100254) BLMIS Customer Statement	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX236	Dep. Designation Exhibit (Dep. Ex. 70) 1B0022 (100254) Customer Statements	Customer Statement	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies. Improper compilation.	
TX237	Dep. Designation Exhibit (Dep. Ex. 71) 1B0023 (100215) BLMIS Customer Statement	Customer Statement	Hearsay to which no exception applies.	
TX238	Dep. Designation Exhibit (Dep. Ex. 72) 1B0023 (100215) BLMIS Customer Statement	Customer Statement	Hearsay to which no exception applies.	
TX195	Dep. Designation Exhibit (Dep. Ex. 27) 1C1047 BLMIS Customer Statement	Customer Statement	Irrelevant. See FRE 401-403. Hearsay to which no exception applies.	
TX230	Dep. Designation Exhibit (Dep. Ex. 62) 1C1047 BLMIS Debit Memo	Debit Memo	Object to all but page 1. With respect to all but page 1, irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	

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TX234	Dep. Designation Exhibit (Dep. Ex. 66) 1R0073 BLMIS Debit Memo	Debit Memo	Object to all but page 1. With respect to all but page 1, Irrelevant. See FRE 401-403. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TXDEM005	BLMIS Account 1B0022 Reported Month-End Equity Balance vs. Month-End Equity Balance if PW Transactions Were Reinvested	Demonstrative	Demonstratives are not substantive evidence and are not admissible. Moreover, the demonstrative is based on hearsay to which no exception applies and otherwise inadmissible evidence. No foundation. Failure to authenticate. Speculation.	
TXDEM006	BLMIS Account 1B0023 Reported Month-End Equity Balance vs. Month-End Equity Balance if PW Transactions Were Reinvested	Demonstrative	Demonstratives are not substantive evidence and are not admissible. Moreover, the demonstrative is based on hearsay to which no exception applies and otherwise inadmissible evidence. No foundation. Failure to authenticate. Speculation.	
TX239	Deposition Transcript of Jo Ann Sala dated May 19, 2016	Deposition Transcript	No objection to those designated portions pursuant to the parties' stipulation. See ECF No. 17136 and attachments.	
PCX020	Trustee's determination letter, May 10, 2010, Account 1B0156	Determination Letter	No objection	
PCX021	Trustee's determination letter, September 29, 2010, Account 1B0157	Determination Letter	No objection	
PCX017	Trustee's determination letter, October 19, 2009, Account 1B0022 MWPTAP00995728 - MWPTAP00995733 Aaron Blecker's letter to Trustee, undated	Determination Letter / Undated Letter to Trustee	No objection	
TX080	House 17 Manual	House 17 Manual	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX217	Dep. Designation Exhibit (Dep. Ex. 49) BLMIS House 17 Manual	House 17 Manual	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX218	Dep. Designation Exhibit (Dep. Ex. 50) BLMIS House 17 Manual	House 17 Manual	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	

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TX088	1B0022 Blecker 1992.12.31 PMR	PMR	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX207	Dep. Designation Exhibit (Dep. Ex. 39) 1B0022 / 1B0023 PMR	PMR	Hearsay to which no exception applies.	
TX087	1B0022 Blecker 1992.12.31 PMT	PMT	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX202	Dep. Designation Exhibit (Dep. Ex. 34) 1Z0009 PMT	PMT	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX203	Dep. Designation Exhibit (Dep. Ex. 35) 1Z0009 PMR	PMT	Hearsay to which no exception applies. Irrelevant. See FRE 401-403.	
TX208	Dep. Designation Exhibit (Dep. Ex. 40) 1B0022 / 1B0023 PMT	PMT	Hearsay to which no exception applies.	
TX089	Check In Spiral Notebook	Spiral Notebook	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX090	Check Out Spiral Notebook	Spiral Notebook	Not introduced during trial or any deposition. Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX190	Dep. Designation Exhibit (Dep. Ex. 22) Spiral Notebooks	Spiral Notebook	Hearsay to which no exception applies. Improper compilation. Lack of foundation, failure to authenticate, impossible to authenticate because the authors and dates of many of the various writings in this Exhibit are unknown. Irrelevant. See FRE 401-403.	
TX229	Dep. Designation Exhibit (Dep. Ex. 61) Spiral Notebook (HWN00001472-1824)	Spiral Notebook	Lack of foundation. Failure to authenticate. Hearsay to which no exception applies.	
TX086	Principal Balance Calculation - 1B0022 (Blecker)	Summary Exhibit Pursuant to Federal Rule of Evidence 1006	The summary is comprised of hearsay and otherwise inadmissible evidence and thus is inadmissible. Lack of foundation. Failure to authenticate.	

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TX091	Principal Balance Calculation - 1B0023 (Blecker)	Summary Exhibit Pursuant to Federal Rule of Evidence 1006	The summary is comprised of hearsay and otherwise inadmissible evidence and thus is inadmissible. Lack of foundation. Failure to authenticate.	
TX092	Principal Balance Calculation - 1B0156 (Blecker)	Summary Exhibit Pursuant to Federal Rule of Evidence 1006	The summary is comprised of hearsay and otherwise inadmissible evidence and thus is inadmissible. Lack of foundation. Failure to authenticate.	
TX093	Principal Balance Calculation - 1B0157 (Blecker)	Summary Exhibit Pursuant to Federal Rule of Evidence 1006	The summary is comprised of hearsay and otherwise inadmissible evidence and thus is inadmissible. Lack of foundation. Failure to authenticate.	